

FATE OF JOHN COLLINS IS UP TO JURY

Chicago Officer Needs Rare Blood

Policemen To Aid Wounded 'Brother' Of Murder



ROGER WALDRON
State Police Trooper

Two police officers from Southwestern Michigan went to Chicago today to donate blood to a detective who was wounded critically by a sniper Thursday night.

St. Joseph Patrolman Dave Agay and State Trooper Roger Waldron of South Haven answered the appeal after hearing on radio of the wounding of Det. James A. Alfano, Jr., 30, who was shot in the back while in an unmarked police car.

GANG HANGOUT

The shooting occurred in an alley outside the Southmoor hotel, on Chicago's south side. Police said the hotel is a hangout of the Black P Stone Nation gang.

Agay and Waldron both have type AB negative blood. The wounded Chicago officer has type relatively

rare AB positive, which authorities said is receptive to a transfusion from AB negative. Agay worked the midnight to 8 a.m. shift and left immediately after getting off duty. Waldron was scheduled to work today but received permission from State Police operations at East Lansing to go to Chicago.

Chicago police reported that shortly after the shooting of Alfano a rash of sniping began in half a dozen nearby locations. A second policeman, Gregory R. Courchene, sustained a graze wound and was treated and released at a hospital.

Reinforcements were sent into the area along with police dogs, a helicopter and searchlight. All street lights in the area were

extinguished to impair vision of the snipers.

GOING ON 2 WEEKS

"We've been shot at by the Stones for the past two weeks," said Det. Richard Crowley who was driving the car in which Alfano was riding.

The Stones or Black P Nation, are a coalition of about 50 black youth gangs.

The Southmoor, once an exclusive hotel, was boarded up last week after its management was forced into receivership because of a slump in revenue and foreclosure of its mortgage.

Two policemen were shot and killed last month at a housing project on Chicago's north side. Four youths were charged with the murders, the fifth and fatal shootings of Chicago policemen this year.



DAVE AGAY
St. Joseph Patrolman

Student Accused

Trial Nears Climax In Ann Arbor

ANN ARBOR, Mich. (AP) — After 18 days of testimony and summations a circuit court jury was to begin deliberating the question today of John Norman Collins' guilt or innocence in one of the most publicized murder cases in Michigan history.

Collins is charged with the sex slaying of Karen Sue Beine-man, 18, a petite Eastern Michigan University freshman from Grand Rapids, Mich., who was the seventh young woman slain in the Ann Arbor - Ypsilanti area in a period of just over two years.

Miss Beine-man disappeared July 23, 1969, and her nude body was found three days later. An autopsy showed she had been sexually assaulted.

JURY INSTRUCTED

Once Judge John Conlin gave his instructions to the seven men and seven women, two of the jurors were chosen by lot to be dismissed and the remaining 12 began their deliberations.

During nearly four hours of summations Thursday, Prosecutor William Delbey, and his assistant, Booker Williams, argued that the state has proved the 23-year-old Collins is guilty of first degree murder.

But the defense team of Joseph Louisell and Neil Fink insisted that only public pressure in an area terrorized by the murders of the seven young women led to the charge against Collins.

Williams said Collins "panicked...and did the one stupid thing which led to his detection" when he sprayed black paint on the basement floor of his uncle's home in nearby Ypsilanti.

"But for the black paint, which was very obvious to the Leiks, they probably would never have noticed anything," Williams said.

The state's theory is that Collins used the paint to hide what he thought were blood stains on the basement floor. Tests later showed the rust-colored spots were varnish or furniture stain.

'LARGE GAPS'

The defense attorneys insisted there were large gaps in the prosecution's case despite 17 days of testimony, which included 48 prosecution witnesses and nine for the defense, plus 155 items of physical evidence.

Testimony began July 20 after six weeks of jury selection in one of Michigan's most highly publicized murder cases. Despite the publicity about the seven killings in Washtenaw County, no charges have been filed against anyone in the six cases which occurred before Miss Beine-man was slain.



DECISION NEAR: With testimony of some fifty-seven witnesses on the record, the John Norman Collins trial moved toward a decision by the jury today. Collins is shown here as he leaves court July 21 with a rare jovial expression. Collins is accused of the first degree murder of Karen Sue Beine-man in July 1969. (AP Wirephoto)

Nader Gets \$425,000

GM Settles Out Of Court

By JOHN HENRY
AP Business Writer
NEW YORK (AP) — General Motors will pay consumer advocate Ralph Nader \$425,000 in an out-of-court settlement of his nearly four-year-old invasion of privacy suit, his attorneys announced Thursday.

Nader said in a statement that some of the funds would bankroll a "continuous legal monitoring" of GM's activities

in the safety, pollution and consumer relations areas.

The suit alleged that in late 1965 when the nation's largest automaker learned of Nader's book "Unsafe at Any Speed," it started a campaign to intimidate the author and other potential critics of GM products. The book accused automobile companies with failing to design safe cars.

As part of that campaign, the

suit alleged, General Motors hired a private investigation agency, Vincent Gillen Associates, Inc., to inquire into Nader's private life.

Attorneys for Nader said at a news conference that in 1966 he had filed suit for \$2 million in compensatory damages from GM. But the amount had been previously reported as \$26 million, a figure also used by the automaker Thursday.

The corporation said the \$25 million figure was reached in the suit through combination of four alleged causes for action. Three of the actions asked for \$2 million in compensatory damages and \$5 million in punitive damages. Another cause asked for \$2,000 in compensatory damages and \$5 million in punitive damages.

Nader, commenting on the settlement in the statement, said that the 3 1/2 years of litigation "revealed in detail the capability and willingness of a large company to abuse the judicial process with endless delay in order to deny adjudication of rights."

He said he would also donate the rest of the proceeds of the settlement, after deduction of legal fees and expenses, to other consumer protection and corporate responsibility programs.

General Motors said in Detroit that settlement of the law suit at this time was considered desirable in order to avoid a very substantial additional expense and demands upon the time of corporation personnel which could be incident to trial and subsequent appeal of the case.

The company said it denies any wrongdoing or legal liability in connection with the Nader claims and that "the settlement in no respect constitutes an admission of any of the claims asserted by Nader."

Nader's attorney, Stuart M. Speiser, said that the settlement was the highest ever made in an invasion of privacy or similar type of case. Speiser, a partner in the law firm of Speiser, Shumate Geoghan and Krause, said that prior to this settlement, none had involved more than \$100,000.

He said he considered the case a landmark. Previously, he



RALPH NADER

Negotiations To Resume On Monday

The Federal Mediation and Conciliation Service has summoned bargaining committees for Whirlpool and IAM Local 1918 to a resumption of negotiations Monday.

The strike of 1800 workers will enter its 15th week Monday at Whirlpool's St. Joseph division.

Negotiators for the division and the International Association of Machinists and Aerospace workers met last Friday for 15 hours. At that time mediators recessed talks indefinitely.

A company spokesman said some progress was made last week. The union reported there were no new developments.

Monday's session will be at 2 p.m. at Hilton Inn.

Court OK's Nerve Gas Dumping

WASHINGTON (AP)—A federal district judge refused today to forbid the sea-bottom burial of 2,675 tons of deadly nerve gas 282 miles off the Florida coast.

But Judge June L. Green coupled her denial of a temporary restraining order with an "urgent request" that the Defense Department designate a different site for the dumping.

She said she had "serious misgivings" about the selected site. Sinking of the ship bulk at a depth of 16,000 feet, she said, posed the danger of a sudden and simultaneous crushing of all of the concrete-encased gas containers.

Dear Mom, congratulations on first anniversary at Red Balloon. Billy & Dick. Adv.

D'Agostino's Navajo—Noon buffet & dinner buffet. Adv.

Lake Temperature

The temperature of Lake Michigan at the shoreline today is 68 degrees.

HELP WANTED: Dist. Mgr. for circulation department of The News - Palladium. Appl. should be 25, excellent health, good car, be bondable, furnish excellent references. All reply by letter, positively no phone calls. We will contact you! Adv.

Good, Bad News On Economic Front Recovery From Recession Still Not Certain

WASHINGTON (AP) — The government's newest economic report shows a "glimmering of a better situation," but the Nixon administration's expected business upturn still depends on what the nation's consumers do with their money in the coming months, economists believe.

Statistics issued by the Commerce Department and the Federal Reserve Board Thursday showed increases in industrial production and personal income during July, while a revised report on Gross National Product disclosed that real production of goods and services rose more than was reflected in the preliminary report for April, May and June.

SOME BAD NEWS

A less encouraging report showed a \$14.3 billion deficit in federal finances on the "national income accounts" basis for the April-June quarter. The N.I.A. figures, showing the largest deficit since World War II are not the same as the unified budget normally cited when budget surpluses or deficits are mentioned.

Administration economists said they were optimistic about the day's news, although it did not point entirely toward a recovery. They emphasized the most important factor in a recovery will be consumer spending, hopefully spurred by such things as increased social security payments.

These were the highlights of the reports:

—Personal income rose \$3.6 billion during July reaching a seasonally adjusted annual rate of \$801.8 billion. It was \$49 billion higher than July, 1969, an

(See page 11, column 6)

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It Will Cost More This Year To Attend State's Colleges

By Associated Press
All Michigan's public colleges and universities, except Wayne State, will cost more to attend this year.

Counting total expenses for the average full-time undergraduate who lives in a double room in a campus dormitory, Michigan State University and the University of Michigan, are the most expensive schools in the state system.

At U-M, the average Michigan-resident undergraduate will pay \$1,703 this year, not count-

ing books or other living expenses other than room and board.

The figure at MSU is \$1,710, artificially high, according to one university official, because the school helps about 10,000 needy students pay tuition.

Wayne State University's board of governors has decided not to raise its basic tuition of \$582 a year and, since it is basically a commuter school, the rates for its single, small dormitory were not affected.

Costs at the 10 other state

universities and colleges for resident undergraduates living in dormitories are:

—Lake Superior State College, \$411 tuition, \$1,025 dormitory.

—Oakland University, \$620 tuition, \$1,050 dormitory.

—Central Michigan University \$440 tuition, \$1,064 dormitory.

—Western Michigan University, \$435 tuition, \$1,010 dormitory.

—Eastern Michigan University \$408 tuition, \$1,060 dormitory.

—Northern Michigan University, \$440 tuition, \$1,084 dormi-

tory.

—Ferris State College, \$375 tuition, \$1,011 dormitory.

—Michigan Technological University, \$480 tuition, \$1,011 dormitory.

—Saginaw Valley State College \$399 tuition, \$990 dormitory.

—Grand Valley State College, \$420 tuition, \$1,080 dormitory.

Dear Mom, congratulations on first anniversary at Red Balloon. Billy & Dick. Adv.

D'Agostino's Navajo—Noon buffet & dinner buffet. Adv.

Chicago Bears To Play At Notre Dame Field

CHICAGO (AP) — Hal-lowed Notre Dame Stadium in South Bend, Ind., will throw its doors open for the first time to pro football next year.

The Chicago Bears announced Thursday they will play a National Football League exhibition game against the Cleveland Browns at Notre Dame Aug. 28, 1971. The stadium seats 59,000.

The Bears, seeking larger

arenas, also will move away from their Wrigley Field base next month to play a regular season game against the Philadelphia Eagles at Northwestern's Dwyer Stadium in Evanston Sept. 27. The Bears had to go to court for approval to play at Northwestern after Evanston citizenry protest.

"We are delighted the excellent Notre Dame Stadium facilities have been made available for a game

certain to attract thousands of Bears' fans in the Chicago and Indiana area," said George Halas Jr., Bears president.

Art Modell, Browns president, said he was "happy to be a part of it."

"Art Modell and the Halases are longtime friends of mine," said Ed Krause, Notre Dame athletic director. "I'm delighted to have them bring the game to Notre Dame."

THE HERALD-PRESS

Editorial Page

W. J. Banyon, Editor and Publisher
Hert Lindenfeld, Managing Editor

The Coffee Break May Grow Stormy

The council which presides over the International Coffee Agreement opens a two-week meeting in London next Monday to establish marketing quotas for the coffee year beginning October 1st.

All signs preceding the session indicate what most people already know. The survival chance for the dime coffee break is close to total submergence.

The Coffee Agreement is the international equivalent of the U.S. farm program. Just as the American experiment of 37 years in juggling production to match consumption is an effort to equalize economics at home, the Coffee Agreement is a worldwide balancing act designed to sustain a great many national economies.

A similar arrangement once held for sugar, primarily for Cuba's benefit at U.S. expense, until Castro took over the island 11 years ago.

The major difference between the coffee and the sugar arrangements was that the latter had to be adjusted with U.S. beet producers, in Colorado and Michigan mainly, in mind.

The coffee cartel is an open concession by the coffee drinking but nonproducing countries to prevent a distressed agrarian economy in many parts of the world from getting any worse than it is.

The following paragraphs are a detailed explanation by Congressional Quarterly as to why the lumps in an American's coffee cup are likely to become grittier.

Just about a year ago a cold wind swept across the endless rows of coffee trees that cover

One Man Army

Joseph Walker's attempted one-man invasion of North Vietnam was a foolish move, but his determination and bravery must be admired. A former GI whose only brother was killed in Vietnam, Walker believed the only way Americans held prisoner by the communists could be freed was by someone like himself doing it.

That is what he set out to do. The first time he got no further than Pittsburgh, where he was arrested for wearing a uniform illegally and spent the next six months in jail. The next time he traveled in civilian clothes and reached Saigon, where he equipped himself with uniform, rifle and hand grenades on the black market.

Catching a helicopter ride to Cambodia, Walker set up camp and began planning his excursion into North Vietnam.

"My plan," he later reported, "was to work north from Cambodia into Laos and then to where the American prisoners of war are outside Hanoi. I thought maybe I could liberate some of them. One man working alone might do it."

Then he ran into a Viet Cong machine gun nest, which he eliminated with some of his grenades. The noise, however, attracted nearby American troops who investigated and found Walker. The Texan again is back in the United States facing charges of illegally wearing a uniform.

Walker's actions may be as unorthodox as they come, and undoubtedly he has caused some problems. Somewhere there ought to be a commendation for a man who simply refuses to stop trying to help his fellow countrymen, even at considerable risk to himself.

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Glooming Vegas

Tourists are by-passing Las Vegas in droves this summer, according to a dispatch from the gambling capital. In telling it like it is, the reporter referred to hotels one-third empty, reduced activity at the gaming tables and the general atmosphere of gloom.

Perhaps the vacation-bent have decided to get something for their money instead of flushing it down the drain.

But What Is Their Ultimate Destination?



GLANCING BACKWARDS

RECEIVES SKETCHES
—1 Year Ago—
A campaign to beautify business places in Berrien Springs has moved to the point of architectural sketches being drawn to enhance the appearance of 29 buildings.

As the result of a movement initiated by the Berrien Springs Commission on Development and Beautification, Dr. Milton S. Osborne visited the village in the spring and showed pictures of Holidaysburg and Gettysburg, Pa., and other towns where he has helped restore the business area. He is an architect and professor emeritus at Penn State university.

PARISH EXPANDING
—10 Years Ago—
St. Joseph Catholic parish, which released details of its fourth major construction program in 12 years, announced today it will add three teachers to its staff this fall.

The expansion program, scheduled for completion by mid-January, will include six classrooms and additions to the social hall. Work was scheduled to start today.

30-MILE WIDE AERIAL WAVES
—30 Years Ago—
Sky-clouding waves of Nazi warplanes, estimated at upward of 1,000 with a single armada flying in a 30-mile-wide formation, stormed the British Isles today in a maelstrom of fierce, new raids.

It was apparently the biggest mass onslaught since Hitler turned on the full violence of his aerial might a week ago today.

CONTEST NEWS
—40 Years Ago—
Seven couples remained in the Shadowland ballroom marathon dance as the shufflers passed the 660th hour at noon today.

GOES EAST
—50 Years Ago—
Miss Anna Berg left today for South Bend to join Miss Maude Weber for a ten day trip to Niagara, Buffalo and New York.

MOVES OFFICE
—60 Years Ago—
Dr. T. G. Yeomans is now nicely located in his new offices in the Danforth block, having moved there from the old offices on Main street. Dr. Yeomans has the corner over the Shepard & Benning company store.

SATURDAY DANCES
—80 Years Ago—
The dances on Saturday night at Plank's Tavern are gaining in popularity and Saturday night's hop was a great success.

RUTH RAMSEY Today's Grab Bag

THE ANSWER QUICK!

1. What is sorosis?
2. What is a kedge?
3. What is occultation?
4. What is a budgerigar?
5. The opera "Aida" was written by Puccini, Mascagni or Verdi?

YOUR FUTURE
Recent successes in business will be continued and expanded during the year. Today's child will be industrious.

WATCH YOUR LANGUAGE
NOTORIETY — (NO-te-RYE-ee-tee) — noun: state or character of being notorious or widely known.

IT HAPPENED TODAY
On this day in 1945 the Japanese formally surrendered to the United States forces.

IT'S BEEN SAID
Anger is momentary madness, so control your passion or it will control you. — Horace.

BORN TODAY
In printing terms, one could say that the English novelist John Galsworthy was an Upper Case Author. That is to say he was interested in — and known for — the portrayal of the life of the British upper classes.

A devastating satirist, his best known work is his novel series beginning with "The Forsyte Saga," which can be seen on some television stations today.

Galsworthy continued to write novels about the Forsyte family throughout his life. His plays

are remarkably realistic and satirical studies based on various different social problems.

Like George Bernard Shaw and other contemporary writers of dramas of ideas, Galsworthy was influenced by the drama of Henrik Ibsen.

Born into the kind of family he usually wrote about, Galsworthy was trained as a lawyer and his legal knowledge permeates many of his plays and novels.

A passionate romance with Ada Galsworthy, his cousin's wife, who encouraged his writing, led to their marriage some 10 years later in 1905.

Galsworthy's earliest works were volumes of short stories and two novels, "Jocelyn" and "Villa Ruben," written under the pseudonym of John Sinjohn.

His maturity as a writer came with the publication of "The Man of Property," the first installment of "The Forsyte Saga," and the production of his play "The Silver Box."

In his early period, he attacked the smug conventionality and selfrighteous hypocrisy of the middle classes. He championed the artist, the rebel and the underdog.

Galsworthy became less satirical and more sentimental in the later Forsyte novels.

Others born today include Buddy Greco, Ernest Seton and Sir Walter Bisant.

HOW'D YOU MAKE OUT?

1. A botanical name for a certain type of fruit, such as the pineapple.
2. A light anchor.
3. The obscuring of one heavenly body by another.
4. An Australian lovebird or parakeet.
5. Verdi.

DR. COLEMAN .. And Speaking Of Your Health

We almost lost our 14-year old boy because we failed to take the advice of our doctor. You write about this so often that I thought you would be interested in our experience.

Ten hours after he got sick we were told he had appendicitis and that surgery was necessary. We stubbornly refused until he was brought to the hospital with peritonitis, and barely survived.

Mr. and Mrs. G.B.,
Virginia

Dear Mr. and Mrs. B.: I am, of course, very happy that recovery, rather than catastrophe, was the result of your experience.

There are some facts about the appendix that should be known and, perhaps, with better understanding, dangerous medical situations will be avoided.

The appendix is a narrow sac about three inches long. It is located at the junction of the small and large intestine. Since man has been walking on two feet the appendix has lost whatever function it may have had in primitive times. Such an organ is known as a "vestigial" one.

Appendicitis is an inflammation or an infection of the inner lining of the appendix. When allowed to continue untreated, an abscess may form and even burst, resulting in a severe complication, peritonitis.

It is still accepted by physicians and surgeons that the diagnosis of acute appendicitis is probably one of the most difficult one in medicine. It can resemble any other type of abdominal condition. It can even be confused with pneumonia and pleurisy, because of the radiating pains to other parts of the body.

It is for this reason that any recurring attacks of abdominal pain in children or adults should not be tossed off casually as "just another bellyache." A homemade diagnosis is obviously impossible because

there are only a few symptoms for most abdominal and intestinal conditions, and these all seem alike.

Nausea, vomiting, and abdominal cramps hardly seem definitive enough to make a diagnosis. It is for this reason that the diagnosis is such a difficult and responsible one.

A general bit of advice is probably the single safety factor in this condition. Don't give anyone an enema without first consulting your physician. A simple case of appendicitis can be complicated by this additional pressure.

Eventually, families must learn that surgeons are not, as is often suspected, "knife-happy." This ridiculous, unsophisticated attitude does a great injustice to the talents and discretion of doctors and surgeons.

Perhaps it will help if readers know that all surgical cases are reviewed by hospital boards after surgery is performed. Details of each case are rigidly gone over so that promiscuous surgery does not occur in modern medicine.

Modern surgery and anesthesia, aided by the antibiotics, make the removal of the appendix a safe and successful operation. In fact, surgery is often the most conservative method of handling this problem.

No family should take the responsibility of denying the decisions of their doctors. Fortunately, you escaped the calamity that might have resulted from such poor judgment.

SPEAKING OF YOUR HEALTH: Extensive cosmetics can hide skin blemishes, but do not remove them.

Dr. Lester Coleman has prepared a special booklet for readers of this column, "Alcoholism—A Family Disease." It probes this grave problem and offers hopeful advice. For your copy, send 25 cents in coin and a large, self-addressed 6-cent stamped envelope to Lester L. Coleman, M.D., P.O. Box 5170, Grand Central Station, New York, N.Y. 10017. Please mention the booklet by title.

JAY BECKER Contract Bridge

Partner bids One Diamond, next player passes, neither side vulnerable, and you have a part score of 60. What would you bid now with each of the following four hands?

1. ♠A93 ♥KJ7 ♦J84 ♣AQJ2
2. ♠K7 ♥85 ♦KQ75 ♣AJ943
3. ♠K84 ♥K2 ♦J73 ♣KJ542
4. ♠AKQ75 ♥QJ ♣K962 ♣K3

1. Two no-trump. A two no-trump response to partner's opening bid of one in a suit ordinarily indicates a balanced hand containing 13 to 15 points with stoppers in three side suits. The bid is forcing and the auction must continue until game is reached.

2. Three diamonds. The same score of 60, two no-trump has a somewhat different meaning. This is because a response is usually based on 15 or 16 high-card points.

2. Three diamonds. The same principle applies to a jump raise that is one level higher than necessary. Such a raise also carries with it a slam suggestion. However, the jump raise is again not forcing. It is important to note that a two club response — which matures part score — is clearly not forcing and the opener is free to pass.

3. One no-trump. Without the next player's pass, you would respond two clubs as a normal exploratory move. But it would be inadvisable to bid this substantial suit under part-score conditions at a time when the opener is not obligated to bid again. There is too great a danger that he will pass with two or three baby trumps, and this could result in the loss of a game if the trumps were banded against you.

A no-trump response is superior because it permits the contract to be made on high-card strength alone, even if you run into an unlucky distribution of the clubs. With 11 high-card points facing an opening bid, you should not worry about making one no-trump — if partner accepts that contract by passing. Seven tricks should be a breeze.

4. Two spades. A jump-shift response is 100% forcing and compels the opener to bid again regardless of the minimum nature of his hand. The jump-shift differs from the jump-raise, which is merely an invitational step toward a slam. There is no measurable ceiling of the strength implied by a jump-shift. The sky's the limit.

BENNET CERF Try And Stop Me

An incorrigible joker sent a pal a collect telegram from L.A. to New York reading, "Thought you would like to know that I never have felt better in my life." Ten days later he received a very heavy package for which he had to fork over seven dollars for overdue postage. When he opened it, he uncovered a slab of cement with a note informing him, "This is the weight your telegram lifted from my mind."

To a son just graduated from college, and about to embark on a new business venture of his own, his father, an eminent jurist, gave this bit of advice: "Remember first and foremost, my boy, that honesty is the best policy. At the same time, however, I urge you to bone up a bit on corporation law. It will astonish you how many things you can do in a business way and still be honest!"

OVERHEARD:

Bearded lady in the circus: "If it wasn't for the wife and kiddies, I'd quit this ridiculous sideshow job in a minute."

Wife to her husband: "For our birthdays this year, let's give each other sensible gifts, like neckties and mink coats."

Leader of flock of geese to bird following: "Stop that honking, will you? If you want to pass, pass!"

Factographs

The term bicycle was first used in 1898 although there were many velocipedes before that time.

The cheapest car of all time was the famous Ford Model T, which in 1923 could be bought for \$265.

The underground railway line from Morden to East Finchley, in London, has a continuous tunnel nearly 18 miles long.



CONDOMINIUM OKAYED BY BENTON PLANNERS



HERE COMES THE PICKERINGS: The Pickerings will perform in the new St. Joseph Municipal band shell Sunday on their trampoline. They include Mike, his wife, Carol, a son Mike, 11, and daughter Chris, 9. Performances are scheduled at 2:30 and 7:30 p.m.

Proposal Passes By 5-3 Vote

Neighbors Object To High Rise On Lake Michigan

By HOWARD HOLMES
Staff Writer

The Benton township planning commission gave its approval to a high rise condominium on Lake Michigan last night, despite apparent disapproval of Ridgeway residents close by in St. Joseph.

The planning commission voted 5-3 in favor of the \$2 million condominium. The vote is a recommendation only and goes to the township board of trustees next Tuesday for final approval.

The recommendation was to grant the developers permission to exceed the 40 foot height restriction in the township. Developers said the building will be at least 90 feet tall and will not exceed 115 feet.

PRESENT PETITION

Opposing the request, Atty. Richard Globensky presented a petition that said the apartment building would "downgrade property values, create considerable congestion and lack of privacy." The petition was signed by 48 residents on Ridgeway.

Only five persons attended the public hearing last night, in addition to Globensky, Richard W. Insley, the developer, and an architect from Schippareit, Inc., of Chicago.

Insley, who requested a special permit to exceed the height restriction, also presented a petition with 10 signatures of persons who did not object to the building. Insley said the petition was signed by people living within 500 feet of the proposed building.

ON 'ISLAND'

Insley's request was to build the condominium on Benton township's "island" — a parcel of land that lies between Benton Harbor and St. Joseph and is not contiguous to the rest of the township.

The "island," a parcel of three acres on Lake Michigan, is between Jean Klock Park and the Sand Rabbit motel. The residence of George Romeo, township trustee, and the Benton Harbor waterworks faces the property on the east.

Globensky said the "island" was created through a surveyor's error when Mr. and Mrs. J. N. Klock donated the 90-acre park to Benton Harbor in 1917. The park, part of the township, was annexed to the city.

Three of the commissioners last night voted against the request. Oliver Rector said the high rise would stick out like a "sore thumb." Dr. Charles Duncan said he wanted to see specific site plans. Ed Richey also voted no.

VOTE IN FAVOR

Voting in favor of the request were James Benson, who acted as chairman, Chester L. Jollay, Jr., Robert Nametz, John Eichelberger and Earl Patterson. Chairman Robert Miskill was absent.

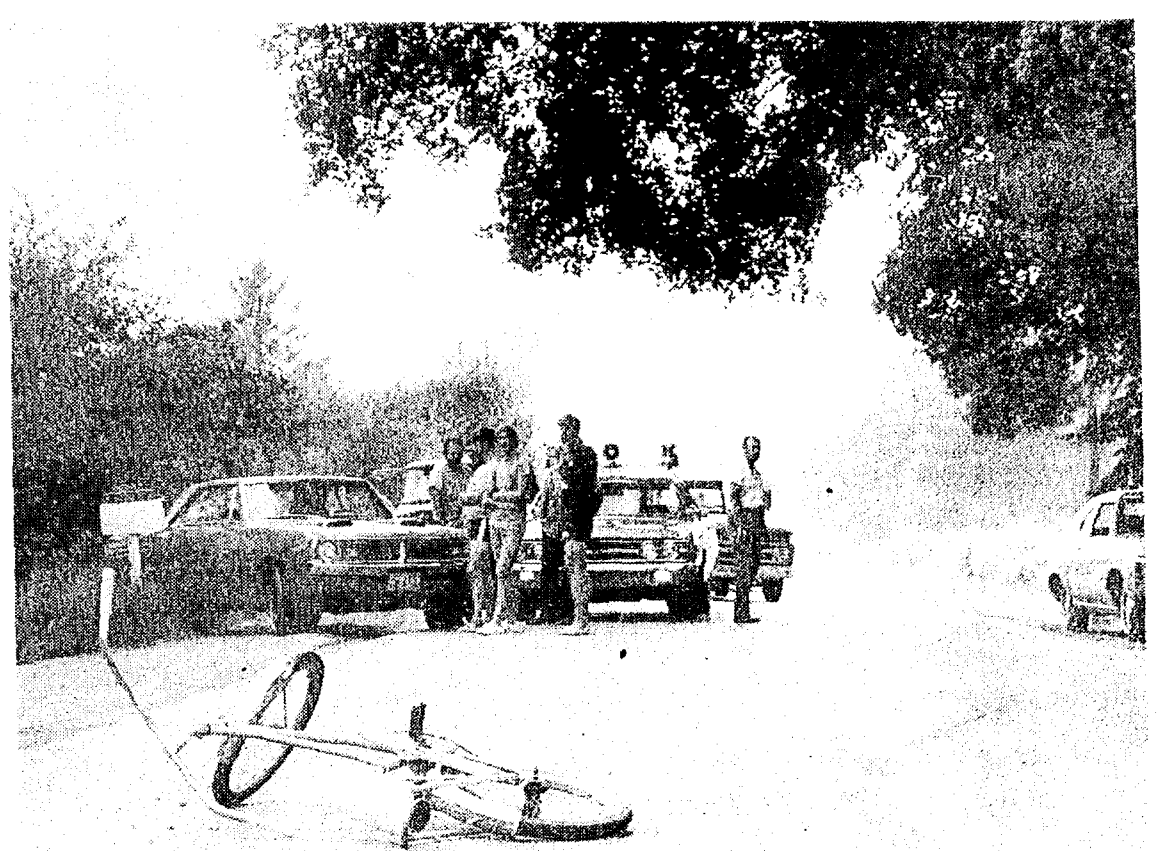
The motion was to grant the request, provided developers provide utilities (water and sewer) to the condominium and present acceptable site and building plans to the board of trustees before beginning construction.

Insley, whose office is located at 139 Pipestone street, Benton Harbor, said the building will consist of 40 to 60 living units. Price will probably range from \$28,000 to \$40,000 a unit.

Each unit will have a patio facing north or south, he said. A terrace, swimming pool and parking facilities for approximately 120 cars will also be provided.

In other business last night, the planning commission held two other public hearings and recommended approval of requests made by Clarence Rorabeck, 2080 East Empire avenue and Ray E. Rankin, Sr., Route 3, Riverside road.

Rorabeck's request was to obtain a special use permit to construct greenhouses and storage shed on his property. Rankin's was for a special use permit to construct a one-room addition on his home, located in a heavy industrial zone.



RIDER IS DEAD: Scene of accident yesterday on Napier avenue shows skid marks where J. William McCartney, 24, Route 4, Benton Harbor, applied brakes in attempt to avoid hitting bicycle rider, Vickie Jean Cook, 12. The girl was killed in front of

her home shortly before 6 p.m. The driver told police he came over a rise in the road near Pearl school and saw the girl. The driver was not held. (Staff photo)

Original Musical Work Will Be Heard Sunday

★ ★ ★
Trampoline Act Also On Format

"Strike Up the Band," theme song of the St. Joseph Municipal band, will herald in musical overture where the action is Sunday.

Director John E. N. Howard

said Sunday's double concert (2:30 and 7:30 p.m.) will be where the music and the action is with the Pickering family to display their trampoline prowess and the band to present an

unique first. Sunday's concert will mark the premier performance of "Yuma Crossing" by Ken Kessler, Sr., who will conduct his own composition. Kessler was in charge of instrumental music at Galien high school before moving to Arizona where he now heads the instrumental music department of the Welton, Ariz. schools.

PREMIER PERFORMANCE
Ken Kessler, Jr., son of the composer, is a member of the clarinet section. The two form the only father and son team to play with the St. Joseph Municipal band in the last quarter of a century. Kessler, Sr., plays string bass with the band. He has written "Yuma Crossing" with Indian lore and legend in mind. His composition is in three parts with two of these, "Indian Theme" and "Pioneers" will be performed first time anywhere.

Familiar melodies from the pen of Cole Porter, a rhythmic Mexican march, "Malaguena" and "Battle Hymn of the Republic" will be among the musical numbers presented.

The Pickerings have an all-American flavor in their trampoline act. Mike Pickering was originally with Wakey Dick's "All American Boys."

He was trampoline champion of Ohio and West Virginia and the open Mid-Western meet while attending the University of Iowa.

Mike Pickering had an unusually good break. While auditioning for and later performing for the Harlem Globe Trotters, Pickering thus began a 15-year stint with the Globetrotters. He followed them through 49 states and 32 countries.

Abe Saperstein, late owner of the "Globetrotters," was so impressed with Pickering's ability that he billed Mike as "Nijinsky" of the Trampoline.

In later years when the whole family joined the act, Saperstein called the Pickering family "America's greatest bounding family."

The family includes Mike's wife Carol, son Mike, daughter Chris, 9.



PATRICK J. McMULLEN



JAMES PEEBLES

Two Are Promoted By Citgo

Cities Service Oil Co. has announced broader responsibilities for Patrick J. McMullen and James Peebles of the Theisen-Clemens division of CITGO headquartered in St. Joseph.

McMullen has been placed in charge of all advertising and sales promotion in Michigan and Indiana. He formerly was marketing coordinator for Michigan alone.

Peebles is now dealer territory supervisor for Michigan and Indiana, responsible for recruitment, selection and installation of lessee dealers. He joined Citgo in 1964 and has served in various sales positions. Peebles and his wife, Cynthia, and their son live in Stevensville.

McMullen joined Theisen-Clemens Oil Co. in 1933 rising to vice president of sales. When CITGO acquired Theisen-Clemens in 1967, McMullen became general manager of the division. He was named marketing coordinator in 1968.

A resident of St. Joseph for 57 years, McMullen has been a city supervisor, city commissioner, mayor pro tem and has held other posts in civic organizations.

He and his wife live in St. Joseph.

Thief Gets Valuable Antiques From Home

A \$500 solid brass antique urn and some other valuables were stolen in a burglary of a house at 5561 East Hiiawatha lane, Stevensville, Pat Sutton reported to Berrien sheriff's deputies yesterday.

Sutton said he stopped by the house to remove the antiques to take them to a store in Pelham, Ala., when he discovered the burglary. Also taken were a \$200 hand-carved antique coffee table and six antique kitchen chairs.

The house is owned by Mrs. Doris Henderson.

Benton Girl Is Fatally Injured In Road Mishap

★ ★ ★
Second Tragic Death For Family

Vicki Jean Cook, the 12-year-old daughter of Mr. and Mrs. Jack Cook, route 1, Benton Harbor, was killed late Thursday afternoon when her bicycle was struck by a car in front of her home on Napier avenue, Benton township.

The fatality is the second tragic death of a child of Mr. and Mrs. Cook. A son, aged 2,

was banged in 1962 when he fell into a basement excavation and caught his sweater on a bolt. They have a third child, Ricky, 13.

DRIVER NOT CHARGED
Benton township police, who investigated the accident yesterday, said no charges will be filed against the driver of the car, J. William McCartney, 24,

of Route 4, Benton Harbor. Patrolman Richard Davis said the decision was based on a telephone conversation with Assistant Berrien Prosecutor Richard Schilling.

Davis said several witnesses reported the girl was riding her bicycle on the paved portion of the highway and was riding from lane to lane to make way for traffic.

McCartney told police he swerved to the left to avoid hitting the girl and she turned in the same direction at the same time. The bicycle was struck on the center line, police said. Both were headed west.

The accident occurred shortly before 6 p.m. on Napier avenue, one-fourth mile west of Pearl school. The death is the 35th traffic fatality in Berrien county this year, four more than this time last year.

Vicki's father said she had completed the sixth grade at Pearl school last year and was to begin the seventh grade at Sorter school this year.

Her brother, Jack, Wesley Cook, died while the family resided in Carpentersville, Ill. Her father said the boy fell when he leaned over a neighbor's open excavation to retrieve a fallen toy gun.

BORN IN CHICAGO
Vicki Jean was born July 20, 1958, in Chicago.

Surviving besides her parents are the grandparents, Mr. and Mrs. A. O. Repp of Benton Harbor, Mr. and Mrs. Bill Weaver of Coloma and Mrs. Willie Cook of Phenix, Ala.; her great-grandparents, Mr. and Mrs. Roy Repp of Glenn, Mich., and a brother, Ricky, preceded her in death.

Vicki was a member of the 4-H Club and the Missionettes club of the First Assembly of God church.

Funeral services will be held Monday at 2 p.m. in the First Assembly of God church, Nickerson avenue. The Rev. Roy Rueh will officiate and burial will be in North Shore Memory Gardens.

Friends may call at the (Florin) funeral home.



VICKI JEAN COOK

Alert Girl Douses Fire In Kitchen

Quick action by 14-year-old Debbie Borgess prevented injury or fire destruction when a pan of grease caught fire in the kitchen of her home at 900 Wisconsin, St. Joseph yesterday. Debbie tossed baking soda on the fire as her mother had instructed and doused the blaze. Her younger sister, Sandra, 10, had been frying bacon.

St. Joseph firemen said the fire was out on arrival around 1 p.m. Firemen only had to use a smoke ejector. Neither girl was burned and smoke damage was minimal, firemen said.

Earlier yesterday firemen doused a burning mattress and cleared a jail block at the Berrien county jail of smoke at 10:30 a.m.

Cashier Injured In Scuffle

A cashier at the Comet discount store on Territorial road received minor injuries yesterday when she was knocked to the floor during a scuffle between another employee and an alleged shoplifter.

Benton township police said Mrs. Violet Yates, 48, of 2221 Irving drive, Benton Heights, complained of back injuries and was taken to Benton Harbor Mercy hospital. She was treated and released.

Police said she was injured when Gene Williams, assistant manager, stopped a man trying to leave the store with a pair of shoes. The shoplifter resisted and scuffled with the shoes.

Police said he had an Afro-hair cut and was wearing gray trousers and a light green shirt.



DR. LEE L. LAVOY

Driver Hurt, Ticketed In Collision

Mr. Janice E. Beveridge, 23, of 217 Hampton road, Benton township, was admitted to St. Joseph Memorial hospital with facial injuries following a two-car accident last night at Red Arrow highway and Maiden Lane, St. Joseph township. Her condition today was good.

Mrs. Beveridge was driving when her car collided with an auto driven by Roy Bachman, 24, of Route 2, Coloma, according to Berrien Sheriff's Deputy Victor Stover. Her husband, James, 23, and a daughter, Kimberly, 2, were treated for minor injuries.

Stover said Bachman had stopped to make a left turn when his car was struck from behind by Mrs. Beveridge's car. She was issued a summons for

Joins Staff Of Clinic In Benton

Dr. Lee L. LaVoy, a graduate of the National College of Chiropractic Physicians in Lombard, Illinois, has joined the staff of the McDonald Chiropractic Clinic, 763 E. Napier Ave., Benton Harbor.

Dr. LaVoy was born in Monroe, Mich., in 1940 and graduated from Monroe Catholic Central high school in 1959. After graduation, Dr. LaVoy served a four-year enlistment with the United States Navy as a communications technician.

He enrolled at Henry Ford Community College, Dearborn, in 1963 and received his Doctorate of Chiropractic from the National College on May 9, 1970.

While attending National College, Dr. LaVoy was a member of Delta Tau Alpha honorary fraternity, as well as president of the student body. Along with these activities, he was involved in research at the Argonne National Laboratories, Argonne, Ill. Dr. LaVoy is currently serving as a consultant to the biological and medical research division of the Argonne National Laboratories and the University of Chicago.

Dr. LaVoy is married to the former Dianne Favor from Mayhew, Mich. They have one son, Lee Charles.

Dr. LaVoy is married to the former Dianne Favor from Mayhew, Mich. They have one son, Lee Charles.

Benton Harbor police arrested James Lewis, 20, of 425 Washington street, Benton Harbor, yesterday to answer on 23 parking tickets that hadn't been paid. A warrant was issued for each, police said.

23 Tickets

WORKER'S CAR VANDALIZED

A Whirlpool employee, Juergen Siebert, 19, of 1414 Niles avenue, St. Joseph, told St. Joseph police yesterday that "scum" and "scab" had been sprayed on his car with white paint. Siebert said he believed the

vandalism was done because he has been crossing picket lines to work at Whirlpool. Members of Local 1918, International Association of Machinists and Aerospace Workers, have been on strike since May 11.

ST. JOSEPH, MICH., FRIDAY, AUGUST 14, 1970

VAN BUREN PUSHING POLLUTION PROBES

Dowagiac Council Faces Recall

Petitions Now Being Circulated By Citizens

DOWAGIAC — Petitions calling for an election to recall Mayor James E. Burke and six city councilmen are being circulated in Dowagiac today.

The petitions were passed out to volunteers Thursday evening at a meeting of the Dowagiac Committee for Good Government. It was chaired by Lloyd Ray, Dowagiac reserve police captain.

Targets of the petitions, in addition to Mayor Burke, a dentist, are:

First ward councilmen, Sam H. Fowlkes and James P. Giles; second ward councilmen, Bernard A. Peterson Jr., and Irvine P. Russell; and third ward councilmen, Peter Terkos and James R. Sears.

Four of the named councilmen were at the meeting Thursday at Rudy manufacturing company union hall to hear the petition against them discussed: Sears, Giles, Fowlkes and Peterson.

Also in attendance was the



DR. JAMES E. BURKE
Mayor of Dowagiac

assistant city attorney, Daniel French.

All the petitions are similar except for the names, with each petition bearing only one name as its subject.

The petitions state as the reason for the recall move: "...misconduct in office and incompetence to conduct the affairs of the city."

Ray, in starting the meeting, said that, "We have two attorneys drawing up petitions for recalling the city manager, Norman Gaffney, and also to change the city charter to eliminate the position of city manager, and they will soon be ready."

Official Says He'll Double His Efforts

Agency Has Backlog Of Survey Requests

By STEVE McQUOWN
Paw Paw Bureau

PAW PAW — A Van Buren county health department official pledged here this week that his office "will double" the investigations of lakes suspected of being polluted.

Les Brown, acting director of the health department, also listed six lakes in the county as having "potential" pollution problems and advised land developers and prospective home builders to consult with governmental agencies before making investments.

A sudden wide-spread interest in anti-pollution measures developed after the observance of Earth Day — a national anti-pollution day — earlier this year, Brown said.

As a result, he said, his department now has a backlog of requests for sanitary surveys of lakes in the county.

Van Buren has 133 lakes and 256 miles of rivers and streams.

ASKS PATIENCE

"The main thing we are asking," Brown said, "is that those who desire a sanitary survey of a lake have a little patience. We are going to cover them all as time permits."

He said he has two staff field men besides himself. A sanitary survey of a lake takes from eight to 10 hours, Brown said.

He asked news media to relate to the public the health department's efforts to meet the new emphasis on anti-pollution.

The health department head said Bankson Lake southeast of Lawton is due to be surveyed "early next week." Several groups of persons have requested the survey, he said.

Brown said six other lakes have been surveyed and have been listed as having a "potential" pollution problem. His assessment was based upon an analysis of materials taken from the lakes.

LAKES LISTED

The six lakes are Maple lake in Paw Paw; Crooked lake and Round lake in Sister Lakes; Muskrat lake in Pine Grove township; Van Aiken lake north of Hartford; and Saddle lake, northeast of Bangor.

"The surveys indicate seasonal periods of pollution," Brown said.

He said pollution indicators were highest during periods when cottages were in use and swimmers and boaters were using the waters.

He added that an industrial pollution problem on Saddle lake has been corrected.

SYSTEMS NEEDED

The health department director added that "over development" of some of the lake areas may make sewer systems necessary.

Further, he said, prospective land developers and home buyers should consult the health department or soil conservation service before putting up homes.

In some cases, he said, population density, land profile, high water tables and the type of soil may call for cleaner, and more expensive, sewage disposal systems.

Brown added that he is hoping that public concern for anti-pollution measures can be tied into a federal grant recently received by the county planning commission.

The grant, for some \$26,000, is for county-wide water and sewer systems planning.

AVIATION WEEK

LANSING (AP)—Gov. William Milliken has proclaimed the month of September as General Aviation Month in the state, and designated Sept. 12 to honor Michigan aircraft pilots.



BANK AWARDS SCHOLARSHIPS: Five area students planning to enter Lake Michigan college this month were each awarded \$500 scholarships by Inter-City Bank for their first year in college. The winners are three girls (seated); Denise Stice, Benton Harbor; Janet Arnt, Eau Claire; and Kim Cortson, Baroda, and two boys (standing in middle) Mike Frost, Buchanan, and Ron Hass, Eau Claire. Presentation of grants was made this week by

Eitel Eberhardt (extreme right) ICB president, assisted by John A. Reitz (extreme left), ICB vice president. Bank plans to award LMC scholarships totaling \$2,500 annually to graduating seniors from Benton Harbor, Buchanan, Lakeshore, Galien and Eau Claire high schools, all in communities where bank has branches. Scholarships are based on scholastic achievement and need for assistance in first year of college. (Staff photo)

Policemen In Cass Accused Of Giving Booze To Minor

CASSOPOLIS — Prosecutor Herman Saitz announced this morning that he has authorized warrants for the arrest of Dowagiac Patrolman Michael McLeod and Deputy Sheriff Larry Gorham on charges of contributing to the delinquency of a minor.

The announcement followed an investigation by the Cass sheriff's department into a serious moral charge leveled against McLeod by Dowagiac Police Chief George Grady when Grady fired McLeod Sunday.

Saitz said the investigation completely cleared McLeod of the specific accusation made by Grady in his notice of suspension to the patrolman. But the two misdemeanor warrants were authorized as a result of

the investigation. Evidence was collected involving the alleged furnishing of intoxicants to a minor, Saitz said.

The prosecutor announced that McLeod has been exonerated of a more serious charge after a conference at the sheriff's department with Chief Grady, Sheriff Northrop, Under-sheriff Andrew Chavous and

Sheriff's Sgt. Howard Sheline. The conference was called by Saitz to review all the evidence gathered in the investigation. Sheriff Northrop had assigned Sgt. Sheline full time to the case.

Saitz complimented Sgt. Sheline for "the excellent manner in which the investigation was conducted."

During the conference Sheline presented 18 separate statements from individuals and his eight-page report of the investigation.

"The written statements along with lie detector examinations completed exonerated the Dowagiac officer of the morals charge," Saitz said.

Chief Grady and Sheriff Northrop were not available for immediate comment on the status of the two officers.

Fire Cancels Drama Program At Dearborn

DEARBORN (AP) — Because of last weekend's fire, the remainder of the American Drama Festival at the Henry Ford Museum Theater has been cancelled. The program was to run through Sept. 12.

A museum spokesman said the theater will reopen in mid-September for an old movie festival.

Berrien General New Hospital Chief Selected

BERRIEN CENTER — Berrien General hospital trustees have picked a 43-year-old Missouri hospital administrator, Richard C. Goodman, as successor to Administrator Richard G. Bajus.

Bajus, 31, Berrien General's head since 1967, left Aug. 1 to become administrator of Piqua Memorial hospital in Piqua, Ohio.

Goodman is scheduled to arrive at the \$18,000-a-year post Sept. 1, according to a hospital spokesman. He is listed as administrator since 1968 at the Albert M. Keller hospital in Fayette, Mo., a city of about 3,200 and seat of Howard county.

A Berrien General hospital spokesman described the new administrator as married, father of six, a World War II Navy veteran and a hospital official since 1961.

Berrien General trustees confirmed his appointment at their last meeting. Directing hospital operations in the current absence of an administrator is Moses Chol, hospital comptroller and assistant administrator by trustees July 23.

Goodman's credentials include a bachelor of science degree in business administration from Washington university, St. Louis, Mo.; administrative assistant at Cardinal Glennon hospital in St. Louis from 1961 to 1966; corporate president at Hospital Consulting and Home Health Agency in Baltimore, Md., from 1966 to 1968; administrator at the Fayette hospital since 1968; and memberships in a number of hospital and related associations in Missouri.

Goodman was tops among 20 or more applicants of whom 10 were interviewed by the board, according to Hospital Board Chairman Sheldon Heim of Benton Harbor.

Berrien General hospital, begun in 1905 as a county poor farm for 80 patients, is a semi-autonomous branch of county government operating without county funds and boasting 296 beds and a wide range of hospital services.



GOVERNOR MILLIKEN

Governor Will Attend Berrien Fair

Gov. William G. Milliken will attend the annual Berrien County Youth fair Saturday evening, Aug. 22, fair officials have been informed by F. A. "Mike" Jones, GOP county chairman.

The governor is expected to arrive in the Twin Cities at 4:30 p.m. and will proceed to the fairgrounds at Berrien Springs to hold an informal press conference at the Republican booth at 5 p.m.

He will then tour the fairgrounds and participate in the evening parade at 6:15 p.m. Gov. Milliken will conclude his visit by attending the presentation of special awards to youthful exhibitors at 7 p.m.

Opening Tonight

Horse Show Will Lead Up To Fair

The annual open horse show sponsored by the Berrien County Youth Fair Association, Inc., starts tonight at 7 o'clock at the fairgrounds in Berrien Springs and will run through Sunday.

For many years the fair held its open horse show on the closing two days of fair week. But due to the growth of the horse show, the event has been moved up prior to the opening of this year's fair. The fair opens next Tuesday.

The show is sanctioned by both the Indiana and Michigan Horse Show Associations and is the second largest horse show of its kind in the state, according to show officials. There will be 33 classes of competition with over \$5,000 in prize money this year.

Saturday shows start at 9 a.m., 1 p.m. and 7 p.m. and on Sunday at 9 a.m. and 1 p.m. Admission will be \$1 for adults, 50 cents for persons 10-18 years of age, and children under 10 free, for each of the six phases of the show. Reserved boxes are also available.

The open horse show will be staged in both the main grandstand arena and the Jack Dean Memorial ring.

Over 200 entries have been signed up so far, but entries are open up till starting time of any class during the three day event.

Ralph DePoy of Niles is chairman of the show with Barry Borst of Niles in charge of entries.

The regular horse exhibit classes for Berrien county youth will be judged Tuesday, Wednesday and Thursday of fair week, as usual.

Heater Explodes

Bloomington Girl Dies From Burns

BANGOR — Miss Mary Katherine Ortelgel, 15-year-old daughter of Mr. and Mrs. Peter Ortelgel, route 1, Bloomington, died Thursday morning in the University Hospital Burn Center, Ann Arbor.

Miss Ortelgel was burned over 65 per cent of her body July 7 when a propane gas-operated hot water heater she was attempting to light exploded in her face.

She was born in Evergreen Park, Ill., Aug. 14, 1954. She attended Bangor high school and was a member of the Sacred Heart Catholic church.

In addition to her parents, survivors include three brothers, Peter Ronald, Kevin and Kenneth; a sister, Jacqueline, all at Mrs. Madeline Ortelgel of Chicago.

home; and her grandparents, Mr. and Mrs. Hugh Barrett and The Rosary will be recited at 8:30 p.m. today in the McKane funeral home, Bangor.

Requiem Mass will be celebrated Saturday at 10 a.m. in the Sacred Heart Catholic church, Bangor, with the Rev. Robert Dentzman as celebrant. Burial will follow in Arlington Hill cemetery.

Berrien Republicans Will Convene Monday

The annual Berrien county Republican convention will be held Monday night at 8 o'clock at Watervliet high school, according to Atty. F. A. "Mike" Jones, chairman of the county GOP.

Main item on the agenda will be the election of 33 delegates and alternates to the state convention, slated for Aug. 28-29 in Detroit.



SURF CASTING: Lake Michigan perch are at the shoreline and hungry. At least they were for Charlene VonIns, a guest at a resort near Fennville, where large catches were reported. The proof is in the 10-inches she's beaching. Anglers report that worms or crawlers "bumped" along the bottom are best, when the fish are biting. And if they're not—well, you should have been there yesterday. (Prosch-Jensen Photo)

Oronoko Starts On New Hall

BERRIEN SPRINGS — Ground breaking ceremonies were scheduled for this afternoon signaling the start of construction on Oronoko township hall.

Robert Feather, supervisor, was to preside over ceremonies on the 11-acre site on Snow road at the southwest village limits of Berrien Springs.

The township hall will include a meeting room, offices for supervisor, clerk and treasurer and kitchenette when finished. Architect D. J. McGrath of St. Joseph and a representative of the Yarbrough Construction company, Paw Paw and trustees were also expected at the ceremonies.